

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.* State Engineer,
Plaintiff,

69cv07896-BB
RIO TAOS ADJUDICATION

- v-

EDUARDO ABEYTA, *et al.* &
CELSO ARELLANO, *et al.*,
Defendants.

69cv07939-BB
RIO HONDO ADJUDICATION
Consolidated

Section: Rio Pueblo de Taos
Ditch: Acequia del Norte del Canon

ORDER APPLYING PRIORITY DATE FOR ACEQUIA
DEL NORTE DEL CANON TO INDIVIDUAL SUBFILES

In the May 13, 2002 Memorandum Opinion and Order (Docket No. 3026), the Court clarified procedures for determining subfile priority dates and stated that acequia-wide priority dates are to be applied to the water rights they serve. Each claimant has had an opportunity to prove an earlier priority date during the subfile phase and objectors will have the opportunity to prove later priority dates during the *inter se* phase. (No. 3026) On November 18, 2005, the Court entered a Memorandum Opinion and Order (No. 4701) that adopted a priority date of 1796 for the Acequia del Norte del Canon.

This Order applies the priority date adopted for the Acequia del Norte del Canon to each subfile irrigation water right it serves. The acequia-wide priority date does not apply to supplemental irrigation wells or springs, nor does it apply to individual subfile water rights previously denied by the Court. All water right claims denied have a priority date of "None." Subfile priority dates are listed in Exhibit A attached to this Order.

It is therefore ordered that the 1796 priority date adopted for Acequia del Norte del Canon is applied to individual subfile water rights as set forth in Exhibit A.



BRUCE D. BLACK
UNITED STATES DISTRICT JUDGE

EXHIBIT A
ACEQUIA DEL NORTE DEL CANON

Individual Subfile Priority Dates	
Subfile Number	Priority Date
20.100	1796
20.101	1796
20.102	1796
20.103	1796
20.104	1796
20.104A	1796
20.99	1796
20.99A	1796
21.100	1796
21.101	1796
21.102	1796
21.103	1796
21.104	1796
21.105	1796
21.106	1796
21.107	1796
21.108	1796
21.109	1796
21.110	1796
21.110A	1796
21.110B	1796
21.111	1796
21.112	1796
21.112A	1796
21.113	1796
21.113A	1796
21.114	1796
21.115	1796
21.116	1796
21.117	1796
21.118	1796
21.119	1796
21.120	1796
21.121	1796

Individual Subfile Priority Dates	
Subfile Number	Priority Date
21.121A	1796
21.121B	1796
21.122	1796
21.123	1796
21.124	1796
21.125	1796
21.126	1796
21.127	1796
21.128	1796
21.128A	1796
21.129	1796
21.129A	1796
21.129B	1796
21.130	1796
21.131	1796
21.132	1796
21.132A	1796
21.133	1796
21.134	1796
21.135	1796
21.135A	1796
21.136	1796
21.137	1796
21.138	1796
21.138A	1796
21.94	1796
21.95	1796
21.96	1796
21.97	1796
21.98	1796
21.98A	1796
21.98B	1796
21.99	1796